

SCHOOL DISTRICT	COUNTY	APPLICATION NUMBER
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Applies to all applicant districts as a condition of Site Acquisition and Phase II approval.

INSTRUCTIONS

This form is completed by all applicant districts as a condition of Site Acquisition and Phase II approvals. The applicant completes and certifies each task referenced in Part A. In Part B, the applicant completes the requirements of the site investigation and answers the questions accordingly. The School District must perform, as part of its preliminary testing, an

historical investigation which includes a train of title search and any other pertinent research. Attach a narrative summary of the historical investigation and, if available at this time, a hazardous materials report. If the report indicates the presence of hazardous materials, a remediation plan and estimate of cost must also be included.

PART A: CERTIFICATIONS (All applications)

In accordance with Education Code Section 39003, I/We hereby certify the following:

1. That the above-named School District has complied with all the requirements of Section 39003 of the Education Code, titled “Approval of site acquisition; hazardous or solid waste disposal sites or hazardous substance release sites; hazardous air emissions; findings” covering the site or site addition being acquired under this application or a district-owned site upon which school facilities will be constructed under this application.

2. That, as determined by hazardous waste, solid waste and hazardous substance investigations of the aforementioned site, the Governing Board of the District finds that the property to be purchased or built upon is not a hazardous waste disposal or solid waste disposal site, a hazardous substance release site, or a site which contains pipelines
- other than natural gas pipelines carrying hazardous substances. If the site was a former hazardous or solid waste disposal site, the Governing Board finds that the wastes have been removed. (“Hazardous waste,” “hazardous waste disposal site,” “hazardous substance,” and “acutely hazardous material” are defined in Section 39003.)

3. That, as determined by consultation with the city or county, as required, in which the school site is located, and with any air pollution control or air quality management district having jurisdiction in the area, there are no facilities within one-fourth mile of the school site which are likely to emit hazardous air emissions. If there are such facilities, the Governing Board finds that there will not be an actual or potential danger to the health of those who attend or are employed at the school. (“Hazardous air emissions” is defined in Section 39003.)

PART B: DOCUMENTATION (All Applications)

Check as applicable.

- ☐ Yes ☐ No

An historical investigation which includes a train of title search, and any other pertinent research, has been completed and is found to contain information which indicates hazardous materials may be present on the proposed site.
- ☐ Yes ☐ No

A soils investigation and hazardous materials report has been prepared by a qualified engineer. If yes, then ...
- ☐ Yes ☐ No

The School District finds, as determined by the historical investigation and on-site testing, that the property to be purchased or built upon does not contain toxic, solid waste, asbestos, or other hazardous materials.

Following receipt of this form and review of its supporting documentation, the State Allocation Board will authorize the District to conclude site acquisition. A negotiated settlement will require, as a condition of escrow, complete remediation of all toxic materials. Eminent domain proceedings, pursuant to the Code of Civil Procedure, Section 1263.710 and following, will require the Court to be petitioned to determine the presence of hazardous

substances and to designate a trustee to remediate any toxics found to exist.

Any hazardous substances are found during the site investigation must be fully remediated prior to Phase III approval or within four years after the site acquisition approval, whichever is earlier.

PART C: CERTIFICATION (Standard Applications only)

I certify that this form and its supporting documents properly set forth the request of the District for funding under Chapter 22, Part 10, of the Education Code, and that the information contained herein is true and accurate to the best of my knowledge and belief. In making this certification, I am aware of Section 12650 and following which provides for the imposition of treble damages for making false claims against the State.

SIGNATURE OF DISTRICT REPRESENTATIVE/AUTHORIZED AGENT	DATE
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PART D: CERTIFICATION (Self-Certified Applications only)

We certify that the Governing Board has reviewed this form and supporting documents, that the contents properly set forth the request of the District for funding under Chapter 22, Part 10, of the Education Code, and that the information contained herein is true and accurate to the best of our knowledge and belief. In making this certification, we are aware of Section 17741.2 of the Education Code and Section 12650 and following of the Government Code which provides for penalties when material inaccuracies are found including the imposition of treble damages for making false claims against the State. Submission of this form was authorized by Board action on \_\_\_\_\_, 19 \_\_\_\_ .

SIGNATURE OF PRESIDENT/CHAIRPERSON	TITLE	DATE
SIGNATURE OF SECRETARY/CLERK	TITLE	DATE